

ORIGINAL



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FENNEMORE CRAIG
A Professional Corporation
Norman D. James (No. 006901)
Jay L. Shapiro (No. 014650)
3003 North Central Avenue
Suite 2600
Phoenix, Arizona 85012
Telephone (602) 916-5000

AZ CORP COMMISSION
DOCUMENT CONTROL

Arizona Corporation Commission

DOCKETED

SEP 27 2004

Attorneys for Woodruff Water Company, Inc

DOCKETED BY

CR

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION
OF WOODRUFF WATER COMPANY,
INC. FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO
PROVIDE WATER SERVICE

DOCKET NO. W-04264A-04-0438

IN THE MATTER OF THE APPLICATION
OF WOODRUFF UTILITY COMPANY,
INC. FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO
PROVIDE SEWER SERVICE

DOCKET NO. SW-04265A-04-0439

**NOTICE OF SUPPLEMENTAL
FILING**

Woodruff Water Company, Inc. ("the Company") hereby provides notice of supplemental filing to the Company's June 12, 2004 application for a certificate of convenience and necessity. Attached hereto as Exhibit 1 is a letter from the Office of the Pinal County Attorney and the fully executed Acceptance of Franchise forms for water and wastewater lines for Grantee, Woodruff Utility Company, dated September 20, 2004.

DATED this 27th day of September, 2004.

FENNEMORE CRAIG, P.C.

By: 

Norman D. James

Jay L. Shapiro

Attorneys for Woodruff Water Company, Inc.

1 ORIGINAL and 15 copies delivered this
2 27 day of September, 2004, to:

3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington Street
6 Phoenix, Arizona 85007

7 A copy hand-delivered this day to:

8 Jim Fisher, Executive Consultant
9 Utilities Division
10 Arizona Corporation Commission
11 1200 West Washington
12 Phoenix, Arizona 85007

13 By: Joanna Ruben
14 1589156/75063.029

EXHIBIT 1



SEP 15 2004

Office of the Pinal County Attorney

CIVIL DIVISION
Administration Building #2
Post Office Box 887
Florence, Arizona 85232

ROBERT CARTER OLSON
Pinal County Attorney

WILLIAM H. McLEAN
Chief Civil Deputy

TELEPHONE
Main Line: (520) 866-6269
FAX: (520) 866-6521
TDD: (520) 866-6379

September 14, 2004

Woodruff Utility Company
2555 E. Camelback Road, Suite 700
Phoenix, AZ 85016

Re: Acceptance of Franchise

Enclosed please find two Acceptance of Franchise forms to be signed. Once they have been signed, please return them in the enclosed return envelope.

Thank you for your prompt attention in this matter.

Sincerely,

ROBERT CARTER OLSON
PINAL COUNTY ATTORNEY

Rick Husk
Deputy County Attorney

RVH:imp

Enclosure

Exhibit B

ACCEPTANCE OF FRANCHISE

To: Board of Supervisors Pinal County, Arizona

Grantee, Woodruff Utility Company, an Arizona Corporation, does hereby accept the August 25, 2004, grant of a new public utility franchise from Pinal County, Arizona, (hereinafter "Franchise"), to construct, operate, and maintain wastewater lines and related fixtures along, under and across present and future public streets, alleys and highways, except state highways, within the unincorporated area of Pinal County, Arizona, as stated in its application for a new public utility franchise.

Grantee unconditionally accepts the Franchise and covenants to faithfully comply with, abide by, to observe and perform all the provisions, terms and conditions of the Franchise. Grantee accepts such provisions, terms and conditions and expressly waives any and all objections to the reasonableness or legality of any provisions of the same or any part thereof, or as to the legal right or authority of Pinal County to impose the same.

Grantee declares that the statements and recitals in this Franchise are correct, and Grantee declares it has made and does make the agreement, statements and admissions in this Franchise recited to have been or to be made by Grantee.

Dated this 20th day of September, 2004.

Woodruff Utility Company

By: [Signature]

Title: Vice President

STATE OF ARIZONA)
County of Maricopa } ss.

The foregoing instrument was acknowledged before me this 20th day of Sept., 2004, by KARL POLEN, VICE PRES. of Woodruff Utility Company, an Arizona Corporation, and being authorized to do so, executed the foregoing instrument on behalf of the company for the purposes therein stated.

[Signature]
Notary Public

My Commission Expires:

10/19/2007



Notary Public State of Arizona
Maricopa County
Sharon Kay Riley
Expires October 19, 2007

i:\attyciv\franchis\Woodruff Utility Wastewater Franchise

Exhibit B

ACCEPTANCE OF FRANCHISE

To: Board of Supervisors Pinal County, Arizona

Grantee, Woodruff Water Company, an Arizona Corporation, does hereby accept the August 25, 2004, grant of a new public utility franchise from Pinal County, Arizona, (hereinafter "Franchise"), to construct, operate, and maintain water lines and related fixtures along, under and across present and future public streets, alleys and highways, except state highways, within the unincorporated area of Pinal County, Arizona, as stated in its application for a new public utility franchise.

Grantee unconditionally accepts the Franchise and covenants to faithfully comply with, abide by, to observe and perform all the provisions, terms and conditions of the Franchise. Grantee accepts such provisions, terms and conditions and expressly waives any and all objections to the reasonableness or legality of any provisions of the same or any part thereof, or as to the legal right or authority of Pinal County to impose the same.

Grantee declares that the statements and recitals in this Franchise are correct, and Grantee declares it has made and does make the agreement, statements and admissions in this Franchise recited to have been or to be made by Grantee.

Dated this 20th day of September, 2004.

Woodruff Water Company

By: [Signature]

Title: Vice President

STATE OF ARIZONA)
County of Maricopa) ss.

The foregoing instrument was acknowledged before me this 20th day of Sept., 2004, by KARL TOLEN, VICE PRES. of Woodruff Utility Company, an Arizona Corporation, and being authorized to do so, executed the foregoing instrument on behalf of the company for the purposes therein stated.

[Signature]
Notary Public

My Commission Expires:

10/19/2007



Notary Public State of Arizona
Maricopa County
Sharon Kay Riley
Expires October 19, 2007

i:\attycivl\franchis\Woodruff Water Franchise